



November 4, 2002

***Via Electronic Submission***

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

***Re: Written Ex Parte Communication***  
*Responsibility for Costs of E911 Phase II ALI Database Upgrades --*  
*CC Docket No. 94-102*

Dear Ms. Dortch:

On October 28, 2002, the Chief of the Wireless Telecommunication Bureau issued a letter confirming the manner in which costs associated with Automatic Location Identification ("ALI") database upgrades should be allocated. In that letter, the Wireless Bureau directed Sprint PCS, Verizon Wireless and BellSouth to "report to us on their progress, and any continuing impasses or barriers to Phase II testing and implementation, within five business days of the date of this letter." This letter is in response to the Wireless Bureau's request.

On the same day it received the Bureau's letter, Sprint contacted BellSouth to determine whether any disagreements continued between the parties. Specifically, Sprint asked if BellSouth continued to believe a new contract would be required to implement Phase II services. Although Sprint has not received a formal written response to its inquiry, the parties have exchanged several informal communications by phone and electronic mail. Based upon these communications, it appears that the parties have been able to resolve those barriers to Phase II testing and implementation identified to date, and specifically those issues arising in connection with the deployment of the Spartanburg/Greenville Markets.

Although BellSouth has not issued a final written statement of its position, it is Sprint's understanding that BellSouth will permit Sprint to provide Phase II service under its existing Type 2C interconnection as described in BellSouth's General Subscribers Services Tariff Section A.35.1.4.D. Sprint further understands that BellSouth does not intend to require new contracts with CMRS providers and does not intend to seek cost recovery from wireless carriers for ALI upgrades. Although BellSouth may file revised tariffs to address the responsibility of PSAPs for ALI costs, Sprint understands that BellSouth does not intend to delay implementation of Phase II services while these tariffs

are being prepared. With this understanding, Sprint believes the current differences identified between the parties have been resolved.

Sprint would like to thank the Wireless Bureau for actively assisting the parties in a resolution of their differences. The Bureau's action appears to have prevented what could have been significant additional delays in the implementation of Phase II services.

Pursuant to Section 1.1206 of the Commission's rules, this letter is being electronically filed with your office. Please associate this letter with the file in the above referenced matter.

Respectfully submitted,

/s/ Luisa L. Lancetti

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